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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF  
PATENT APPEALS AND INTERFERENCES

Attorney Docket No.:  
CHEM1110



In re Application of:  
Jay Leng

Application No:  
09/619,047

Filed:  
July 19, 2000

For:  
PROTEASE SPECIFIC CLEAVABLE  
LUCIFERASES AND METHODS OF USE  
THEREOF

Group Art Unit:  
1652

Examiner:  
Y. Pak

Applicants hereby appeal to the Board of Appeals from the decision dated October 2, 2003.

1.	<input checked="" type="checkbox"/>	Appeal Fee (37 C.F.R. 1.17(b))	
		other than small entity	\$330.00
	<input checked="" type="checkbox"/>	small entity	\$165.00

2.	<input checked="" type="checkbox"/>	A petition and fee for an extension of time for reply to the rejection is attached.					
	<input checked="" type="checkbox"/>	Extension Fee (37 C.F.R. 1.17(a))					
		Other than small entity					
		\$110.00		\$420.00		\$950.00	
	<input checked="" type="checkbox"/>	Small entity					
		\$55.00		\$210.00	<input checked="" type="checkbox"/>	\$420.00 (\$475 minus \$55 previously paid 02/02/04 with Response)	\$740.00

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3.	X	Enclosed is a check in the total amount of \$585.00 (\$165.00; to file the Notice of Appeal and \$420.00 as balance for the Three (3) Month Extension of Time fee). The Commissioner may charge any additional fees associated with the filing submitted herewith, or credit any overpayment, to Deposit Account No. 50-1355.
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April 2, 2004  
Date

Lisa A. Haile, J.D., Ph.D.  
Registration No. 38,347  
Telephone: (858) 677-1456  
Facsimile: (858) 677-1465

GRAY CARY WARE & FREIDENRICH LLP  
4365 Executive Drive, Suite 1100  
San Diego, California 92121-2133  
USPTO Customer Number: 28213

**CERTIFICATION UNDER 37 CFR 1.8**

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, **April 2, 2004**, addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Karen LePari  
(Name of person mailing paper)

Karen LePari  
Signature                          Date  
April 2, 2004